

United States District Court
STATE AND DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA

V.

JOSE ARCADIO GUILLEN TAPIA

CRIMINAL COMPLAINT

Case Number:

MS-10-504Jsm

I, the undersigned complainant, being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about November 22, 2010, in Ramsey County, in the State and District of Minnesota, defendant knowingly and intentionally possessed with intent to distribute Methamphetamine,

in violation of Title 21, United States Code, Section(s) 841(a)(1) & (b)(1)(A).

I further state that I am a(n) DEA Task Force Officer and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: ☒ Yes ☐ No

Sworn to before me, and subscribed in my presence,

Date

11/23/10

The Honorable Janie S. Mayeron
UNITED STATES MAGISTRATE JUDGE

Name & Title of Judicial Officer

at

St. Paul, MN

City and State

Signature of Complainant
Robert J. Buth
TFO DEA

Signature of Judicial Officer

SCANNED

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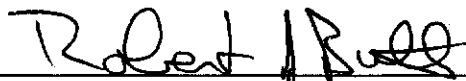
U.S. DISTRICT COURT ST. PAUL

STATE OF MINNESOTA)
) ss. AFFIDAVIT OF DEA TFO ROBERT J. BUTH
COUNTY OF RAMSEY)

1. I am a Police Officer with the Minneapolis/St. Paul (MSP) Airport Police Department and have been so employed since 1999. Since 2006, I have been assigned to the Drug Enforcement Administration (DEA) as a Task Force Officer (TFO). As a DEA TFO, my primary responsibilities involve investigating controlled substance trafficking offenses.
2. This Affidavit is submitted in support of a criminal complaint against Jose Arcadio Guillen Tapia charging him with possession with intent to distribute methamphetamine, in violation of 21 U.S.C. § 841 (a)(1) & (b)(1)(A).
3. On November 20, 2010, law enforcement received information from a manager from United Parcel Service (UPS) at the MSP Airport Parcel Sorting Station regarding a suspicious package. That package had been shipped from California, a drug source state, and addressed to Jose Gonzales, 185 Maryland Avenue West, St. Paul, MN 55117. Specifically, the package had been shipped from "Aaron Simon via THE BOX ZONE, 21 W. Katella Avenue, #D, Orange, California, 92867." A trained drug detection dog conducted a sniff of the package, resulting in a positive alert for the odor of narcotics.
4. After the dog alerted to the package, law enforcement obtained a state search warrant for the package. Upon execution of the search warrant, law enforcement recovered inside the package approximately 1.43 lbs of a substance which appeared to be methamphetamine. The substance field-tested positive for methamphetamine.
5. On November 22, 2010, law enforcement obtained an anticipatory search warrant for the address to which the package was addressed, specifically 185 Maryland Avenue West, Saint Paul, MN.
6. On November 22, 2010, law enforcement conducted a controlled delivery of the package. A law enforcement officer, posing as a UPS delivery man, delivered the

package to 185 Maryland Avenue West, St. Paul, MN. When the undercover officer knocked on the door, he was met by a male later identified by law enforcement as Jose Arcadio Guillen Tapia. Tapia stated that the package was for him, and he took possession of the package. Tapia then placed the package inside the door.

7. Approximately fifteen minutes after Tapia accepted the package, law enforcement officers executed the anticipatory search warrant. As law enforcement made entry into the residence, Tapia and another male tried unsuccessfully to flee the residence out the back door.
8. When law enforcement searched the house, they found that the package containing the methamphetamine had been opened. The box was in the living room, empty. The methamphetamine that had been inside the box was found behind the washing machine and dryer, near the door out of which Tapia and the other man had tried to flee.
9. Inside Tapia's wallet, law enforcement found a business card for "THE BOX ZONE, 211 W. Katella Avenue, #D, Orange, California," the same location from which the package containing the methamphetamine had been sent.



Task Force Agent Robert J. Buth
Drug Enforcement Administration

SUBSCRIBED and SWORN to Before Me

This 23^d day of November, 2010


Janie S. Mayeron
United States Magistrate Judge